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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	PATENT
Mats LEIJON)	Group: 2834
Serial No.: 09/554,888)	Examiner: B. S. MULLINS
Filed: July 11, 2000)	Via Facsimile: 571-273-2029
For: A WIND POWER PLANT)	

TRANSMITTAL LETTERCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 26, 2005

Sir:

Transmitted herewith for filing is the Terminal Disclaimer for the above-identified application.

The Commissioner is authorized to charge the fee of \$130.00 for the Terminal Disclaimer.

The Commissioner is authorized to charge any additional fees to Deposit Account 04-2223 or credit any overpayment thereto.

Respectfully submitted,

DYKEMA GOSSETT

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IDVPD

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**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATION**

Docket No.

66291-158

In re Application of: **Mats LEIJON**
 Application No. **09/554,888**
 Filed: **July 11, 2000**
 For: **A WIND POWER PLANT**

The owner, **ABB AB** of **100.00** percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number **10/603,802**, filed on **June 26, 2003**.
 The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

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